Dear Stakeholders:

If you have comments on this regulatory proposal, please submit them in writing by **Friday, March 29, 2013** by e-mail to <u>laurie.schoder@state.co.us</u> or by fax to 303-753-6214. If you have questions, please call Laurie Schoder at 303-692-2832. Changes are highlighted in <u>yellow</u>.

- 1 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT
- 2 Health Facilities Regulation Division
- 3 STANDARDS FOR HOSPITALS AND HEALTH FACILITIES
- 4 CHAPTER V LONG TERM CARE FACILITIES
- 5 6 CCR 1011-1 Chap 05
- 6 These chapters of regulation incorporate by reference (as indicated within) material originally published
- 7 elsewhere. Such incorporation, however, excludes later amendments to or editions of the referenced
- 8 material. Pursuant to 24-4-103 (12.5), C.R.S., the Health Facilities Division of the Colorado Department of
- 9 Public Health And Environment maintains copies of the incorporated texts in their entirety which shall be
- available for public inspection during regular business hours at:
- 11 Division Director
- 12 Colorado Department of Public Health and Environment
- Health Facilities Division
- 14 4300 Cherry Creek Drive South
- 15 Denver, Colorado 80222-1530
- 16 Main switchboard: (303) 692-2800
- 17 Certified copies of material shall be provided by the division, at cost, upon request. Additionally, any
- material that has been incorporated by reference after July 1, 1994 may be examined in any state
- 19 publications depository library. Copies of the incorporated materials have been sent to the state
- publications depository and distribution center, and are available for interlibrary loan.
- 21
- 22 Definitions
- 23
- 24 PLAN REVIEW the review by the Department, or its designee, of new construction, previously
- 25 unlicensed space, or remodeling to ensure compliance by the facility with the National Fire Protection
- 26 Association (NFPA) Life Safety Code and with this Chapter V. Plan review consists of the analysis of
- 27 construction plans/documents and onsite inspections, where warranted. For the purposes of the National
- 28 Fire Protection Association requirements, the Department is the authority having jurisdiction for state
- 29 licensure.
- 30 STRUCTURAL ELEMENT for the purposes of plan review, means an element relating to load bearing
- 31 or to the scheme (layout) of a building as opposed to a screening or ornamental element. Structural

1 2	elements of a building include but are not limited to: floor joists, rafters, wall and partition studs, supporting columns and foundations.		
3		····	
4	Part 18. RESIDEN	NT CARE UNIT	
5			
6 7 8 9 0	are sh me pe	Each bedroom shall have an exterior window with area not less than 1/8 of the floor pa. The sills of such windows shall not be located below the finished ground level and all not be more than 32 inches above the floor level. The ground level shall be antitained at or below the window sill for a distance of at least eight feet measured rependicular to the window. One half of the required window area shall be openable thout the use of tools.	
2 3 4 5 6 7	are sh me	ach bedroom shall have an exterior window with area not less than 1/8 of the floor ea. The sills of such windows shall not be located below the finished ground level and all not be more than 32 inches above the floor level. The ground level shall be aintained at or below the window sill for a distance of at least eight feet measured rpendicular to the window. One-half of the required window area shall be openable thout the use of tools.	
8 9 0	ор	a mechanical ventilation system is provided, a portion of the required window shall be enable without the use of tools. Privacy for the resident and control of light shall be ovided at each window.	
1 2 3	lea	Each bedroom shall have direct entry from a corridor. Such entry shall have a door at ast equal in fire resistance to 1-3/4 inches thick solid core wood door. The door shall be least 3'8" in width (4' width is recommended) and shall not swing into the corridor.	
4			
5 6 7	<mark>shall comp</mark>	ONS. If the facility was licensed as a nursing home before July 1, 1988, the facility oly with Life Safety Code requirements, except as modified herein. The modifications ows: [Eff. 04/30/2009]	
8		twithstanding Section 18.2.1, the minimum room area shall be 100 sq. ft. for one-bed om and 80 sq. ft. per bed in multiple-bed rooms.	
)		twithstanding Section 18.2.4, the door width for bedroom doors with direct entry into exercidor may be 3'6".	
2 3 1	illu	twithstanding Section 18.2.5, the facility shall provide artificial lighting for general imination, reading lamps, and night lights (plug-in types approved). However, lighting all conform to Life Safety Code requirements.	
5 5		twithstanding Section 18.2.6, handwashing facilities may be installed in a toilet room jacent to the bedroom.	
7 8 9	- be	twithstanding Section 18.2.7, if centralized toilet facilities are provided, one toilet shall provided for each eight residents of each sex. If toilet facilities are provided between jacent bedrooms, the ratio shall be one facility for not more than four beds.	

2	18.8.6 Notwithstanding Section 18.2.10, the resident call signal is not required to register at clean or soiled areas. Calling stations are not required at toilets, tubs, or showers.
3	Part 19. SECURE UNITS
4	
5 6 7	19.2 MENTAL HEALTH FACILITIES. Any facility that is a "designated" or "placement" facility under 27-10-101 C.R.S., et seq, shall comply with the regulations of the Department of Human Services. In the case of conflicting regulations, the stricter shall apply.
8	
9 0 1	19.8 PHYSICAL FACILITIES. In addition to the physical plant requirements of these regulations, the facility shall provide at least 10 square feet per resident (excluding hallways) of common areas within the secure unit.
2	
13 14 15	19.9 REVIEW OF PLANS. A facility wishing to open a secure unit shall submit the fee for opening a secured unit, along with its plans for physical plant, staffing, and program to the Department for prior review of conformity with these standards.
6 7	Part 25. RESERVED GENERAL BUILDING AND LIFE SAFETY CODE REQUIREMENTS [Eff. 04/30/2009]
18 19 20 21 22 23	25.1 COMPLIANCE WITH THE LIFE SAFETY CODE. Facilities shall be compliant with the National Fire Protection Association (NFPA) 101, Life Safety Code (2000), which is hereby incorporated by reference. Such incorporation by reference, as provided for in 6 CCR 1011-1, Chapter II, excludes later amendments to or editions of referenced material. 25.1.1 Facilities licensed on or before March 11, 2003 shall meet Chapter 19, Existing Health Care Occupancies, NFPA 101 (2000).
24 25 26 27 28	25.1.2 Facilities licensed after March 11, 2003 or portions of facilities that undergo remodeling or or after October 1, 2003 shall meet Chapter 18, New Health Care Occupancies, NFPA 101. In addition, if the remodel represents a modification of more than 50 percent of the smoke compartment, or more than 4,500 square feet, the entire smoke compartment shall be renovated to meet Chapter 18, New Health Care Occupancies, NFPA 101(2000)
80 81	(1) when differing fire safety standards are imposed by federal, state or local jurisdictions, the most stringent standard shall apply.
32 33	(2) any story containing an exterior door or an exterior window that opens to grade level shall be counted as a story.
34 35	(3) licensed facilities shall be separated from unlicensed contiguous occupancies by an occupancy separation with a fire resistance rating of not less than 2 hours.
36 37 38	25.2 PLAN REVIEW AND PLAN REVIEW FEES. Plan review and plan review fees are required as listed below. If the facility has been approved by the Department to use more than one building for the direct care of residents on its campus, each building is subject to the applicable base fee plus

1 2	square footage costs. Fe initiating a plan review fo		be submitted prior to the Department			
3	25.2.1 Initial Licensure,	Additions, Relocations				
4 5	(1) Plan review is applicable to the following, and includes new facility construction and new occupancy of existing structures:					
6 7	(a) applications for an initial license, when such initial license is not a change of ownership and the application is submitted on or after July 1, 2009.					
8 9 10 11	(b) additions of previously uninspected or unlicensed square footage to an existing occupancy and the building permit for such addition is issued on or after July 1, 2009 or if no permit is required by the local jurisdiction, construction began on or after July 1, 2009.					
12 13	(C) relocations of a currently licensed facility in whole or in part to another physical plant, where the occupancy date occurs on or after July 1, 2009.					
14 15	(2) Initial licensure, addition, and relocation plan review fees: base fee of \$2,500, plus square footage costs as shown in the table below.					
	<mark>Square Footage</mark>	Cost per Square Foot	Explanatory Note			
	0-25,000 sq ft	\$0.10	This is the cost for the			
			first 25,000 sq ft of any			
	27.004	40.04	plan submitted.			
	25,001+ sq ft	\$0.01	This cost is applicable to the additional square footage over 25,000 sq ft.			
16						
17	25.2.2 Remodeling					
18	(1) Plan review	is applicable to remodeling for w	hich the application for the building			
19	permit fr	om the local authority having jur	isdiction is dated on or after July 1, 2009,			
20 21		permit is required by the local jur 1909. Remodeling includes, but it	isdiction, construction began on or after			
21	July 1, 2	. 009. Kembaciing melacs, but i	s not inflited to.			
22 23 24		ation, in patient sleeping areas, Safety Code standards, such as resisting walls.	of a structural element subject to Life egress door widths and smoke or fire			
25	(b) rolo	nation, ramaval or installation of	walls that results in alteration of 25% or			
26 27		· · · · · · · · · · · · · · · · · · ·	waiis that results in alteration of 25% or pare footage or 50% or more of a smoke			
28 29		version of existing space not prev services, including storage spac	viously used for providing resident e, to resident sleeping areas.			
30 31 32 33	-	element, relocation, or addition of	cifically the alteration of a structural of an egress component. Examples of are not limited to, corridors, stairwells, fuge.			

1 2	(e) ins	stallation of any new sprinkler syst relocation of 20 or more sprinkle				
3 4 5	<mark>(f) ins</mark> t		tem, or addition, removal or relocation opliances including, but not limited to, puon devices.			
6	(g) ins	stallation, removal or renovation o	f any kitchen hood suppression system.	•		
7 8	(h) es	sential electrical system: replacen switch.	nent or addition of a generator or transf o	er		
9 10 11 12	(i) alte	restricts resident egress through	acility into a resident services area that the use of locking devices. Such areas cured units. In addition to construction shall also be submitted:)		
13 14	(i) cut sheets and sequence operations for locking devices for egress access doors.					
15 16 17 18	(ii) location of locked egress and egress access doors. (iii) if applicable, how the fencing or other enclosure around the secured outdoor area designed to prevent elopement will be installed such that it and protects the safety and security of the residents.					
19 20		g plan review fees: base fee of \$2 in the table below.	2,000, plus square footage costs as			
	Square Footage	Cost per Square Foot	Explanatory Note			
	0-20,000 sq ft	\$ 0.08	This is the cost for the first 20,000 sq ft of any plan submitted.			
	20,001+ sq ft	\$0.01	This cost is applicable to the additional square footage over 20,000 sq ft.			

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 25.3 The "Guidelines of Design and Construction of Health Care Facilities" (2006 Edition), American Institute of Architects (AIA), may be used by the Department in resolving health, building, and life safety issues for construction initiated or systems installed on or after July 1, 2009. The AIA Guidelines are hereby incorporated by reference. Such incorporation by reference, as provided for in 6 CCR 1011-1, Chapter II, excludes later amendments to or editions of referenced material. THE DEPARTMENT SHALL RELY ON THE GUIDELINES FOR DESIGN AND CONSTRUCTION FOR HEALTH CARE FACILITIES, (2010 EDITION), AMERICAN INSTITUTE OF ARCHITECTS (AIA) IN RESOLVING PHYSCIAL PLANT HEALTH AND SAFETY ISSUES FOR CONSTRUCTION INITIATED OR SYSTEMS INSTALLED ON OR AFTER JULY 1, 2013. THE GUIDELINES FOR DESIGN AND CONSTRUCTION FOR HEALTH CARE FACILITIES, (2010 EDITION), AMERICAN INSTITUTE OF ARCHITECTS (AIA) IS HEREBY INCORPORATED BY REFERENCE AND DOES NOT INCLUDE ANY LATER AMENDMENTS TO OR EDITIONS OF THE GUIDELINES.